

Nov 15 2004

AF

PTO/SB/31 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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61  
NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

766726610049

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)] on November 11, 2004

Signature Suzanne KostonTyped or printed name Suzanne Koston

In re Application of

BuAbbud et al.

Application Number

09/540955

Filed

March 31, 2000

For BiDirectional Frequency Shift Coding Using....

Art Unit

2633

Examiner

Li, Shi K.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 340.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

RECEIVED

NOV 18 2004

Technology Center 2600

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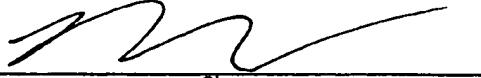
I am the

applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

attorney or agent of record. Registration number 45,910

attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. \_\_\_\_\_



Signature

Paul E. Franz, Esq.

Typed or printed name

(216) 586-1162

Telephone number

November 11, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

 Total of 2 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Assistant Commissioner for Patents  
 March 31, 2000  
 Page 2

- Assignment
- Patent Recordation Cover Sheet
- Check in the amount of \$40.00 to cover the recording fee of the Assignment

**LARGE ENTITY**

CLAIMS AS FILED				
	Number Filed	Number Extra	Rate	Fee
• Total Claims:	(11-20 =)	0	x18.00	-
Independent Claims:	(2- 3 =)	0	x78.00	-
<input type="checkbox"/> Mult. Dependent Claim:			x260.00	
<input checked="" type="checkbox"/> Basic Fee:				<u>\$690.00</u>
<input checked="" type="checkbox"/> Total Filing Fee				\$690.00

Please file the application. All correspondence is to be directed to the Applicant's attorney at the address set forth in the Declaration and Power of Attorney for Patent Application.

In the event the check(s) is inadvertently omitted or is insufficient, please charge the required fees to the Jones, Day, Reavis & Pogue Deposit Account 50-0566. Please credit any overpayment to Deposit Account 50-0566. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

JONES, DAY, REAVIS & POGUE

*James C. Kesterson*  
 James C. Kesterson  
 Reg. No. 25,882

Enclosures